

CCSBT-CC12/1710/12

Development of an Updated Three-Year Compliance Action Plan (2018 – 2020)

Introduction

The CCSBT Compliance Plan supports the CCSBT Strategic Plan. It consists of five parts:

- Goals and Strategies,
- Compliance Principles,
- Roles and Responsibilities,
- Plan implementation and review, and a
- Three -Year Compliance Action Plan (CAP)¹.

The current CAP applies for the 2015 to 2017 years inclusive, and now needs to be updated to cover the next three-year period.

Background

The Eleventh meeting of the Compliance Committee (CC11) tasked the Secretariat with developing a draft CAP for 2018 to 2020. CC11 also reviewed and agreed a set of revised perceived compliance risks², as well as several specific action items that are to be included within the 2018 - 2020 CAP.

In addition, the Twelfth Meeting of the Ecologically Related Species Working Group (ERSWG12) requested the Compliance Committee to consider ways to effectively monitor seabird mitigation measures, and made two suggestions with regard to this³. A draft action item has been added into the CAP to address ERSWG12's request.

Draft CAP for 2018 - 2020

As requested, the Secretariat has drafted a proposed CAP for 2018 - 2020 in consultation with the CC Chair that includes:

- the set of revised compliance risks agreed by CC11²
 - these have been added to the introductory section of the CAP noting that none of the changes to the introductory section have been tracked so as to enhance readability;
- several specific action items agreed by CC11⁴;
- an action item to address ERSWG12's request to the CC³; and
- other proposed action items for either specific project or regular maintenance work many of which have been carried forward from the current CAP.

The draft proposed CAP for 2018 to 2020 is provided at **Attachment A** for Members' consideration. A copy of the current three-year CAP for 2015 to 2017 is provided at **Attachment B** for reference purposes.

¹ Appendix 1 of the Compliance Plan

² Refer to paragraph 54 of CC11's Meeting Report

³ Refer to paragraphs 144 and 145 of ERSWG12's Meeting Report

⁴ Refer to paragraphs 49, 52 and 55 of CC11's meeting report

Throughout **Attachments A** and **B**, references to Members include Cooperating Non-Members (CNMs) of the Extended Commission (EC).

Members are invited to consider and review the attached proposed draft CAP for the 2018 - 2020 period.

CAP Formatting Changes

The proposed draft 2018- 2020 CAP at **Attachment A** is formatted differently from previous years, with the main changes being:

- The compliance risks in the introductory section of the plan have been numbered to allow them to be easily referenced (the numbering does not reflect priority);
- The Action Plan has been split into two separate tables: the first table lists specific project action items for which defined time-frames have been proposed, while the second table lists ongoing annual 'maintenance' items for which there is no need to define a specific timeframe (hence the year columns have been removed); and
- The 'Compliance Plan Strategy Number' has been removed, and a revised, more generic action item number has been retained.

In addition, the Secretariat has included two comments columns which note:

- the origin of action items, and
- any relevant paragraph references in the CC11 and ERSWG12 reports, or other useful background information.

It is intended that these two comments columns are for information purposes only and will be removed from the final agreed CAP.

Prepared by the Secretariat

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Appendix 1. Three-Year Action Plan (2018-2020)

(Appendix 1: Three-Year Action Plan revised at the Twenty-Fourth Annual Meeting: 12 October 2017)

This Plan sets out actions under each Compliance Goal and Strategy for the period 2018 – 2020.

In October 2010 the Extended Commission (EC) agreed that the Compliance Plan should place special emphasis on managing specific compliance risks identified by the Compliance Committee on the basis of a risk assessment.

CC11 reviewed previously identified compliance risks and produced the following revised list of compliance risks that should be considered when developing the 2018-20 Compliance Action Plan (CAP) – the risks are listed in no particular order:

- 1) Non-compliance or incomplete implementation of the CDS;
- 2) Members not fully implementing the agreed Conservation and Management Measures of the CCSBT;
- 3) Incomplete reporting of SBT mortalities and not fully attributing all SBT mortalities (such as recreational catch, artisanal catches, discards, farm sector catches, non-farm commercial sector catches) against national allocations;
- 4) Risks associated with transhipments (both in port and at-sea), including difficulties in tracking product, preventing unauthorised introduction of product and the limitations of transhipment observers detecting infringements (including identification of SBT) when product is transhipped at-sea;
- 5) SBT being landed as other (non SBT) species;
- 6) Catches of SBT by Non-Cooperating Non-Members (NCNMs);
- 7) Expansion of markets for SBT that are not cooperating with the provisions of the CCSBT's CDS; and
- 8) Incomplete or inaccurate reporting of non-SBT bycatches, including sea birds.

The shaded cells in Table 1 on the following pages represent the year(s) in which the actions are planned to be undertaken.

Table 1: CAP Project Action Items

		trol, and surveillance						
Integrated, targe	eted and o	cost-effective monitoring, control and surveillance measures are in	place to ensur	e the Comm	ission's goals	are met.	_	
Compliance Plan Strategy No.	ltem Number	Priority Actions	Responsibility	2018	2019	2020	Status	Additional Comment
8.2 Develop and implement MCS strategy	1	Review areas of greatest compliance risk in order to facilitate a consistent and coordinated approach to compliance/MCS planning and prioritisation by Members and the Compliance Committee	Members		On-going		On-going from previous Plan and updated	
	2	Review the Compliance Plan	Members/ Secretariat				New	The Compliance Plan (with the exception of the Action Plan) has not been revised since 2014. It would be timely to reconsider if the Plan and its Strategies need to be updated.
	3a	a) Consider implementing standard CCSBT electronic observation technologies to complement human observer activities	Members				On-going from previous Plan and updated	CC11 report - paras 44, 45, 55, 133 (dotpoint 6). ERSWG12 report - paras 126, 153
8.3 Strengthen compliance (MCS	3b	b) Depending on the outcome of "a", develop a plan for implementation of these technologies	Members/ Secretariat				New	
systems and services)	4a	CDS Resolution: a) It was agreed that the remaining issues in the draft revised CDS Resolution (of 2016) could be addressed intersessionally during 2017. If these issues have not been resolved, then consider rejecting the 2016 draft revised Resolution and decide whether to identify and incorporate any of the already agreed revisions (and/or any additional propoals) into a newly revised draft of the CDS Resolution for consideration	Members				Updated	Refer to the CC11 report, para 70
	4b	b) Determine and document future work priorities with respect to the CDS Resolution, in particular whether the CCSBT wishes to implement an eCDS and in what timeframe	Members				New	Insufficient progress has been made in revising the CDS Resolution to facilitate a cost effective/ efficient implementation of an eCDS as previously envisaged

Table 1: CAP Project Action Items continued

		rol, and surveillance (continued) ost-effective monitoring, control and surveillance measures are in p	lace to ensure	the Commis	sion's goals	are met.		
Compliance Plan Strategy No.	ltem Number	Priority Actions	Responsibility	2018	2019	2020	Status	Additional Comment
	5a	With regard to VMS information: a) Identify information gaps where, enhanced CCSBT VMS arrangements are necessary to strengthen CCSBT's existing Conservation and Management Measures, <i>e.g.</i> the ability to cross-reference VMS data against operational fishing data, including CDS and transhipment data, and	Members/ Secretariat				New	Paras 78, 133 (dotpoint 8) of CC11 report.
8.3 Strengthen compliance (MCS systems and services) contd.	5Ь	b) Determine and implement appropriate VMS arrangements to make available Members' VMS data to address information gaps identified in a), and review CCSBT's VMS Resolution(s) and revise accordingly	Members/ Secretariat				New	Paras 49, 78, 133 (dotpoint 8) of CC11 report. Para 49 (1st dotpoint) actually specifies that the action item text agreed was: "Review the CCSBT's 2006 and 2008 Resolutions" - this text has been placed at the end of part b) and slightly modified by the Secretariat due to its proposal to amalgamate the 2 VMS Resolutions during 2017
	6a	Review and revise the following CCSBT Resoutions as appropriate: a) the Resolution on Minimum Standards for Inspections in Port	Members/ Secretariat				New	Include in CAP if this Resolution has not already reviewed prior to 2018 as required by paragraph 31 of the Resolution
	6Ь	b) CCSBT's IUU Vessel Resolution, particularly the cross-listing provision, in order to facilitate the implementation of cross-listing with other tRFMOs/relevant organisations on a case by case basis as agreed by the Extended Commission	Members/ Secretariat				New	Para 55 of the CC11 report; Moving towards adopting principles, criteria, and procedures for cross- listing IUU vessels that are listed on the IUU list of other tRFMOs was also an agreed recommendation at Kobe III
	7	Consider options to effectively monitor seabird mitigation measures, including during inspections in port	Members				New	Paras 144-145 of the ERSWG12 report
8.7 Research & development	8	Regular report-backs on R and D on new technologies & tools to aid observers, certifiers, and validators to identify SBT (in particular once processed) to be provided by Members, in particular developments in the effectiveness and availability of practical on-site genetic testing kits for tuna species identification	Members				On-going from previous Plan and updated	Paras 79-80 of the CC11 report

Table 1: CAP Project Action Items continued

Goal 9— Member All Members com	-					_	-	
Compliance Plan Strategy No.	ltem Number	Priority Actions	Responsibility	2018	2019	2020	Status	Additional Comment
9.1 Auditing Members' systems and processes	9a	Continue to implement an integrated programme for conducting regular Quality Assessment Reviews (QARs) for each Member, as well as conducting ad hoc targeted QARs based on risk assessment advice: a) Aim to conduct at least 1 QAR each year until the initial round of QARs has been completed,	Members/ Secretariat				On-going from previous Plan and updated	
	9b	b) Once all of the initial round of on-site QARs have been completed, review the value of the information obtained and any remedial actions taken by Members, and determine whether to continue with the QAR process	Members				New	
	9c	c) If continuing with a new round of QARs: i) Review and revise the QAR terms of reference as appropriate to define: - which CCSBT measures should be assessed by future QARs, - a concise format for the presentation of future QAR executive summary information, ii) Determine whether any targeted* QARs need to be conducted	Members/ Secretariat				New	
9.2 Corrective action and remedies	10	Refine the corrective actions policy, for example by considering and then determining whether the policy should be further revised to publicly record instances of non-compliance identified (other than associated with the global SBT TAC) and the corrective action taken in response	Members/ Secretariat				New	Para 62 of the CC11 report +A26:L32

* A 'targeted' QAR may be conducted in cases where there are concerns about a specific Members' systems and processes, in which case that Member may be nominated to participate in an ad hoc and specifically targeted QAR

Table 1: CAP Project Action Items continued

Goal 10: Suppor Developing coun requirements.	-	<i>loping countries</i> ers and Cooperating Non-Members are able to comply with the Co	other						
Compliance Plan Strategy No.	ltem Number	Priority Actions	Responsibility	2018	2019	2020	Status	Additional Comment	
10.1 Assist developing countries with Commission requirements	11	Targeted analysis of capacity building needs and Compliance "missions" to assist developing State Members	Members/ Secretariat		As requested		New	Added to reflect para 49 of CC11 report where it was agreed to add this item to the 2018-20 CAP	

Table 2: CAP Annual Ongoing Maintenance Action Items

Goal 8 – Monit	oring, cor	ntrol, and surveillance				
Integrated, targ the Commission		cost-effective monitoring, control and surveillance measures are in re met.	place to ensure			
Compliance Plan Strategy No.	ltem Number	Priority Actions	Responsibility		Status	Additional Comment
	12	Continue to implement adopted Resolutions and Decisions	Members/ Secretariat		New	
	13a	Maintain and enhance: a) the agreed list of conservation and management measures	Secretariat		On-going from previous Plan	
8.1 Implement- ing agreed MCS measures	13b	b) the already developed Minimum Performance Requirements (MPRs), in particular the Routine Reporting Measures as existing Resolutions are revised, as well as developing new MPRs for any newly adopted Resolutions (e.g. the Resolution on large-scale driftnet fishing)	Secretariat		On-going from previous Plan and updated	Part b) now amalgamated with what was previously item 8.1.2 (in the 2015-17 CAP)
	13c	c) the associated consolidated national report template in which Members report their performance against the obligations and agreed MPRs	Secretariat		On-going from previous Plan	
	14	Performance reporting system in place (the Secretariat's Compliance with Measures and Operation of CCSBT Measures reports)	Secretariat		On-going from previous Plan and updated	
8.3 Strengthen compliance (MCS systems and services)	15	Maintain and strengthen relationships with other Regional Fisheries Management Organisations (RFMOs) and international networks (such as the International Monitoring, Control and Surveillance Network)	Secretariat		On-going from previous Plan and updated	

Table 2: CAP Annual Ongoing Maintenance Action Items continued

	eted and	n trol, and surveillance (continued) cost-effective monitoring, control and surveillance measures are in re met.	place to ensure		
Compliance Plan Strategy No.	ltem Number	Priority Actions	Responsibility	Status	Additional Comment
8.4 Monitoring expansion of SBT markets	16	Regular monitoring for emerging SBT markets, including reviews and trend analysis of SBT trade/market data.	Members/ Secretariat	On-going from previous Plan and updated	This item is more generic than previously so as not to limit the information sources that could be used
8.5 Sharing compliance data	17	Share catch and effort data, and any other available information/ intelligence that will assist with the identification of IUU fishing	Members/ Secretariat - as required	On-going from previous Plan and updated	
8.6 Secretariat MCS Services	18	Analyse MCS data and report on trends (annually), as well as assessing the effectiveness of MCS measures based on the data submitted. These analyses should include an annual summary of any non-compliance detected with respect to the collection and provision of non-SBT bycatch information.	Members/ Secretariat	On-going from previous Plan and updated	
	19	Ensure all transhipment observers are trained in CCSBT obligations (in the event that SBT is involved), including any cross-endorsed WCPFC ROP transhipment observers	Secretariat	On-going from previous Plan and updated	

Table 2: CAP Annual Ongoing Maintenance Action Items continued

Goal 9— Meml	bers' oblig	ations			
All Members co	mply with	rules of CCSBT.	-		
Compliance Plan Strategy No.	ltem Number	Priority Actions	Responsibility	Status	Additional Comment
9.2 Corrective action and remedies	20	Update CCSBT's public website with details of any instances of non- compliance with a Member's/CNM's allocation of the global SBT TAC, and the corrective action(s) that was/were taken by the Member/ CNM concerned	Secretariat	New	CC11 report, para 61
	-	eloping countries		Status	Additional Comment
		bers and Cooperating Non-Members are able to comply with the C	Commission's		
management m	easures a	nd other requirements.			
CCSBT Strategic Plan Strategy No.	ltem Number	Priority Actions	Responsibility		
10.1 (i)	21	Ongoing identification and sharing of best practice and information for MCS systems	Members/ Secretariat	On-going from previous Plan and updated	This action item has been updated to reflect the agreed wording in para 52 of the CC11 report
Goal 11: Partic				-	
Encourage the o	cooperatio	on of port and market States with CCSBT's objectives and managen	hent	-	
Compliance Plan Strategy No.	ltem Number	Priority Actions	Responsibility	Status	Additional Comment
11.1 Inclusive	22	Identify (using trade and market analyses), as well as any other information supplied by Members, e.g. evidence of IUU SBT fishing, non-member port and market States whose cooperation should be sought	Members/ Secretariat	On-going from previous Plan and updated	
coop-eration	23	As appropriate, nominate such States to the Commission	Members/ Secretariat	On-going from previous Plan	

Appendix 1. Three-Year Action Plan (2015-2017)

This Plan sets out actions under each Compliance Goal and Strategy for the period 2015 – 2017.

In October 2010 the Extended Commission (EC) agreed that the Compliance Plan should place special emphasis on managing specific compliance risks identified by the Compliance Committee on the basis of a risk assessment. The specific compliance risks identified are listed below;

- Effective implementation of the CDS, with special emphasis on physical validation and appropriate verification,
- Improvement to the transhipment monitoring program, including prior notification of SBT transhipments with observer deployment requests and training of all observers to enable detection of SBT transhipments even when SBT is not declared,
- SBT being landed as other (non SBT) species,
- Expansion of markets for SBT,
- Monitoring of catches from the farm sector,
- Non-reporting of bycatch and discards against national allocations,
- Better systems to provide information to Port States to assist Port States to provide improved monitoring of SBT activities.

Based on Members' feedback at CCWG in April 2014, the following additional compliance risks were identified:

- Information gaps in relation to recreational catch and bycatch particularly as the SBT stock rebuilds under the Management Procedure,
- Cost restraints being experienced by some Members that may limit their ability to fund appropriate compliance measures,
- Limitations of developing countries, and
- Members' National Policies.

The shaded cells in the table represent the year(s) in which the actions are planned to be undertaken.

Goal 8 – Monitoring, control	, and surveillance
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Integrated, targeted and cost-effective monitoring, control and surveillance measures are in place to ensure the Commission's goals are met.

CCSBT Strategic Plan Strategy No.	Compliance Plan Strategy No.		Priority Actions	2015	2016	2017
8.1 (i)		8.1.1	Maintain and enhance:		-	
	8.1 Implementing agreed MCS measures	8.1.2	 a) the agreed list of conservation and management measures b) the already developed Minimum Performance Requirements (MPRs), in particular the Routine Reporting Measures c) the associated consolidated national report template in which Members report their performance against the obligations and agreed MPRs Develop and adopt additional minimum performance requirements as required: a) Transhipments b) Authorisation Measures - 2.1 Record of Authorised Farms, 2.2 Record of Authorised Vessels, 2.3 Record of Authorised Carrier Vessels c) MCS Measures - Port State Measures e) Science Measures - 4.1 Scientific Observer Program Standards f) Measures relating to ERS - 5.2 Recommendation on ERS g) MCS Measures - 3.2 VMS 			
		8.1.3	Performance reporting system in place (the Secretariat's Compliance with Measures and Operation of CCSBT Measures reports), including consideration of Members' performance reports			

Goal 8 – Monitoring, control, and surveillance (continued) Integrated, targeted and cost-effective monitoring, control and surveillance measures are in place to ensure the Commission's goals are met.

CCSBT Strategic Plan Strategy No.	Compliance Plan Strategy No.		Priority Actions	2015	2016	2017
8.1 (ii)		8.2.1	Identify areas of greatest compliance risk in order to facilitate a consistent and coordinated approach to compliance/MCS planning and prioritisation by Members and Compliance Committee			
	8.2 Develop and implement MCS strategy	8.2.2	Review and rationalise measures and obligations to eliminate unnecessary compliance costs to the catching sector and administrative costs to Governments (should follow and/or compliment work described under item 8.2.1, 8.3.1 and 8.3.3)			
		8.2.3	Review all CCSBT Compliance Resolutions, decisions and recommendations and identify any that have become obsolete/outdated. Take appropriate actions to amend any issues identified, e.g. the Compliance Action Plan Resolution and some reporting obligations			

	•	-	urveillance (continued) ive monitoring, control and surveillance measures are in place to	ensure the C	Commission	's goals
CCSBT Strategic Plan Strategy No.	Compliance Plan Strategy No.		Priority Actions	2015	2016	2017
		8.3.1	 a) i) Explore the costs and benefits of/ test the utilisation of electronic observation technologies to supplement traditional human observer coverage programmes, 			
			ii) Depending on the results of the analyses in a) i), consider implementing electronic observation technologies			
			b) Conduct a study to examine systems/ processes to better integrate and/or improve the efficiency of the collection and management of data/information submitted in accordance with CCSBT's Catch Documentation Scheme (CDS), VMS, Observer and Transhipment Measures, particularly focusing on collecting the data/information once and as close to its original source as possible. Seek to harmonise these with other RFMOs' systems and processes wherever possible			
		8.3.2	Develop and implement agreed minimum catch monitoring requirements for each fishing sector, for example commercial (EEZ longline, High Seas longline, purse seine, other) and non-commercial (artisanal, recreational, other)			

8.1 (iii): Continued		8.3.3	a) Review and amend the CCSBT CDS Resolution as appropriate to facilitate the development and implementation of an eCDS, taking into consideration the goals of trying to rationalise CDS systems with other RFMOs, and to improve the effectiveness of landing inspections, etc		
	8.3 Strengthen		b) Depending on the outcomes of the CCSBT CDS review, implement an eCDS.		
	compliance	8.3.4	a) Complete and implement CCSBT Port State Measures		
	(MCS systems and services):		b) Complete and implement the revised Transhipment Measure		
	Continued		Maintain and strengthen relationships with other Regional Fisheries Management Organisations (RFMOs) and international networks (such as		
		8.3.5	the International Monitoring, Control and Surveillance Network) to enable Members to better monitor their fleet performance and any IUU fishing,		
			and investigate non-compliance		
			Review existing MOUs with IOTC and ICCAT with reference to any changes		
		8.3.6	in the Transhipment Resolution, and develop a transhipment MOU with WCPFC		

-	, targeted and c	ost-effec	tive monitoring, control and surveillance measures are in place to	ensure the	Commission	n's goals
are met. CCSBT Strategic Plan Strategy No.	Compliance Plan Strategy No.		Priority Actions	2015	2016	2017
8.1 (iv)	8.4 Monitoring expansion of SBT markets	8.4.1	Regular monitoring for emerging SBT markets, including reviews of SBT trade data and exploration of any available options, including information from NGOs, for tracking the trade of SBT between those States that are not Members or CNMs of the CCSBT and/or may not be included in the Secretariat's GTA subscription			
8.1 (v)	8.5 Sharing compliance data	8.5.1	Share catch and effort data, and any other available information/ intelligence that will assist with the identification of non-Member fishing			
8.1 (vi)		8.6.1	Analyse MCS data and report on trends (annually), as well as assessing the effectiveness of MCS measures based on the data submitted			
	8.6 Secretariat MCS Services	8.6.2	Ensure all transhipment observers are trained in CCSBT obligations (in case SBT is found)			
		8.6.3	Trend analysis of publicly available market data			
	8.7 Research & development	8.7.1	Regular report-backs on R and D on new technologies & tools to aid observers, certifiers, and validators to identify SBT (in particular once processed) to be provided by Members			

Goal 9— Members' obligations							
All Members comply with rules of CCSBT.							
CCSBT Strategic Plan Strategy No.	Compliance Plan Strategy No.		Priority Actions	2015	2016	2017	
9.1 (i)	9.1 Auditing Members' systems and processes	9.1.1	Develop and implement an integrated programme for conducting regular Quality Assessment Reviews (QARs) for each Member (for example, 2 QARs in total to be conducted each year), as well as conducting ad hoc targeted QARs based on risk assessment advice. At least 1 QAR is to be completed each year				
		9.1.2	Receive audit reports, consider findings, and follow-up with individual Members to check whether QAR recommendations have been addressed				
9.1 (ii)	9.2 Corrective action and remedies		No current work scheduled				

Goal 10: Supporting developing countries							
Developing country Members and Cooperating Non-Members are able to comply with the Commission's management measures and							
other requirements.							
CCSBT Strategic Plan Strategy No.	Compliance Plan Strategy No.		Priority Actions	2015	2016	2017	
10.1 (i)	10.1 Compliance assistance	10.1.1	 i) Use the output from QARs to identify areas where targeted assistance to Indonesia could best be provided, then provide MCS assistance in the areas identified ii) Explore the use of market mechanisms to assist Indonesia. 				
		10.1.2	Ongoing identification and sharing of best practice for MCS systems				

Goal 11: Po	Goal 11: Participation in the CCSBT							
Encourage the cooperation of port and market States with CCSBT's objectives and management arrangements.								
CCSBT Strategic Plan Strategy No.	Compliance Plan Strategy No.		Priority Actions	2015	2016	2017		
11.2	11.1 Inclusive cooperation	11.1.1	Identify (using trade and market analyses as well as any information supplied by Members) non-member port and market states whose cooperation should be sought					
		11.1.2	Nominate such States to the Commission					
		11.1.3	Research, develop and potentially implement systematic monitoring and surveillance regimes for IUU SBT fishing					